

RECORD OF OFFICIAL PROCEEDINGS OF THE COMMON COUNCIL
CITY OF ROCHESTER, MINNESOTA
Regular Meeting No. 5 – March 1, 2004

7008

Agenda Item	
C-1	<p>Girl Scout Troops 445 and 473 presented the color and led the Council in the Pledge of Allegiance.</p> <p>Mayor Ardell F. Brede proclaimed March 7-13, 2004, as Girl Scout Week.</p>
A-1	<p>No one wished to be heard during the Open Comment Period.</p>
B-1	<p>President John Hunziker called the meeting to order at 7:00 P.M. with the following members present: Councilmembers Dennis Hanson, Marcia Marcoux, Jean McConnell, Sandra Means, Bob Nowicki, Walter Stobaugh. Absent: None. Also Present: Mayor Ardell F. Brede.</p>
C-2	<p>Gayle Kall, representing the Diversity Council, presented a Champion of Diversity Certificate to the Mayor and the City Council.</p>
D-1-17	<p>Councilmembers McConnell moved, Marcoux seconded, to approve the following consent agenda items.</p>
D-1	<p>Approved the minutes of the February 2 and February 18, 2004, Council meetings.</p>
D-2	<p>See at the end of the D Items.</p>
D-3	<p>Adopted Resolution No. 099-04 awarding the bid to Progressive Contractors, Inc. in the amount of \$1,561,508.93 for Project No. 5501-136 (J-6971) "2004 Runway 02/20 Pavement Rehabilitation, Taxiway A4 & A5 Removal, Taxiway A4 Relocation at the Rochester International Airport".</p>
D-4	<p>Adopted Resolution No. 100-04 approving the lease agreements at the Rochester International Airport between the City of Rochester, Rochester Airport Company and Northwest, American Eagle, Pinnacle, and Mesaba Airlines for a three-year period.</p>
D-5	<p>Approved the following licenses and miscellaneous activities:</p> <p><u>GAMBLING – TEMPORARY</u> St. John's Church and School, 424 West Center Street Raffle – at St. John's School May 14, 2004</p> <p>Elton Hills PTSA, 1421 Elton Hills Drive N.W. Raffle – at Elton Hills School March 16 and May 14, 2004</p> <p><u>BINGO - TEMPORARY</u> Healing Spirit Metropolitan Community Church, 3203 Country Club Road West At Rochester Senior Citizens Center, 121 North Broadway April 17, 2004</p>

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MASTER INSTALLER

Gerald P. Elert, St. Paul, Minnesota
Wayne Schmidt, Andover, Minnesota
Paul Schoenecker, Bloomington, Minnesota

HEATING, VENTILATING & AIR-CONDITIONING CONTRACTOR

Construction Mechanical Services, St. Paul, Minnesota
Faircon Service Company, St. Paul, Minnesota

OFF SALE INTOXICATING LIQUOR (Annual Renewals)

Alexandra D Inc. DBA Apollo Liquor
A C Liquor Inc. DBA Andy's Liquor
Andy's Crossroads Liquor Inc DBA Andy's
Andy's Marketplace Liquor Inc.
Apollo Liquor I, Inc DBA Apollo Liquor
B & F Leasing Inc DBA Apollo Liquor & Smokeshop
Deanna Inc DBA Apollo Wine & Spirits
Supervalu Inc DBA Cub Foods Bear Creek Liquors
RMT of Rochester Inc. A Rochester Corp. DBA Buckeye Liquor
Joe's Liquor Inc.
MGM Wine & Spirits Inc DBA MGM Liquor Warehouse
Plaza Liquor
DJ'S Northbrook Liquor LLC DBA Northbrook Liquor
Sam's West Inc DBA Sam's Club #6427
Silver Lake Liquor
Texano Liquor Store

CLUB ON SALE LIQUOR (Annual Renewals)

AFL-CIO Labor Club DBA Labor Club
William T. McCoy Post 92 DBA American Legion
Rochester Elks Lodge #1091
Fraternal Order of Eagles #2228
Columbus Building Association DBA Knights of Columbus
Loyal Order of Moose DBA Rochester Moose Lodge #2128
Rochester Golf & Country Club
VFW Post #1215 Whitlock Sonnenberg

WINE (Annual Renewals)

A & E Plus Inc. DBA Dunn Bros Coffee
Karla Sperry DBA Bilotti's Italian Restaurant
Chardonnay, LTD
Guo Xiao DBA China Garden
LeeAnn Chin DBA Chin's Asia Fresh Restaurant
Cynthia Elizabeth Daube DBA Jaspers Alsatian Bistro & Wine
Mel's Restaurant DBA Eastwood Golf Course
Nghì B. Sam DBA Great China Restaurant
Trips Inc. DBA Hawthorne Suites of Rochester
G.A.C. Development LLC DBA Hilton Garden Inn

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Dong Zeng LLC DBA Hunan Garden Restaurant
India Garden, Inc.
John Hardy's Bar-B-Que Inc 29 Frontage Rd, Hwy 52 N
John Hardy's Bar-B-Que Inc 940 S Bdwy
DMS Patel LLC DBA John's Family Restaurant & Coffee Shop
Natraj Enterprises LLC DBA Natraj India Kitchen
Rochester Athletic Club
Roscoe's Rootbeer & Ribs Inc DBA Roscoe's North
"Sanus" Bosnian Café & Grill
Sky Dragon Buffet Inc.
63 Club Minnesota, Inc
JADCO LLC DBA Valentino's of Rochester
Wright Stuff Restaurant & Lounge
Wong's Cafe, A General Partnership DBA Wong's Café
Vandros LLC DBA Zorba's Greek Restaurant

ON SALE INTOXICATING LIQUOR (Annual Renewals)

Apple American LMTD Partnership of Mn DBA Applebee's Neighborhood Grill &
Bar 3794 Marketplace Dr
Apple American LMTD Partnership of Mn DBA Applebee's Neighborhood Grill &
Bar 320 Apache Mall
C & F Foods Inc DBA Aviary Restaurant
Beetles Bar & Grill, Inc.
Xiao Guo DBA Bon's Buffet
SRSA, INC DBA C.J.'S Midtown Lounge
Creative Cuisine Inc DBA Broadstreet Café & Bar/Redwood Room
Brothers Bar & Grill Inc
Graf Family Investments DBA Buffalo Wild Wings Grill & Bar
R & B Roma Inc DBA Café Roma
J & S Corporation DBA Canadian Honker Hospitality
Honker Enterprises DBA Canadian Honker Restaurant
Carlos O'Kelly's Mexican Café
Colonial Company DBA Colonial Lanes and Brass lantern Restaurant
Crown Restaurant and Lounge
Phoenix Hotel LLC DBA Comfort Inn and Conference Center
Ruben Leon' DBA Dos Amigos Mexican Restaurant
Dos Amigo's Mexican Restaurant #2
Sunstone Hotel Properties, Inc. DBA Economy Inn & Executive Suites
Rivervalley BBQ, Inc. DBA Famous Dave's BBQ Shack
Fiesta Mexican Restaurant
CMZ, Inc. DBA City Cafe
Hangar Bar & Grill, Inc.
Sunstone Hotel Properties, Inc. DBA Holiday Inn Downtown
Sonor Hotel Corporation DBA Holiday Inn South
Hunan Chinese Restaurant of Rochester, Inc.
J & M'S Family Restaurant Inc DBA Shady Hill Grille
John Barley Corne, Inc.
Sunstone Hotel Properties, Inc. DBA Kahler Hotel
Murphy & Teal, Inc. DBA Kathy's Pub

Agenda Item											
	<p>King's Crossing Bar & Grill Co Inc. The Loveugly Cabaret Inc. Sunstone Hotel Properties, Inc. DBA Marriott Hotel Dooley's, Inc. DBA McMurphy's Sports Café/Aquarius Nightclub Michael's Supper Club, Inc. DBA Michael's Restaurant MWC of Rochester DBA Mickey's Irish Saloon CJC Enterprises, Inc. DBA North Star Bar Hy-Pat Investment Inc DBA O'Neill's Pizza Pub GMRI, Inc. DBA Olive Garden Italian Restaurant Outback Steakhouse/Midwest II, Limited Partnership DBA Outback Steakhouse MPLS Hotel Management DBA Radisson Plaza Hotel Recreation Lanes, Inc. GMRI, Inc. DBA Red Lobster #429 Pint's Pub, Inc. Rookies Sports Grill & Bar, Inc. The Sandtrap Restech Partners, Inc. TGI Friday's Timber Lodge Steakhouse, Inc Victoria's of Minnesota DBA Victoria's Restaurant Whistle Binkies LLC DBA Whistle Binkies Old World Pub Willow Creek Golf of Rochester, Inc.</p> <p><u>CONSUMPTION & DISPLAY (Annual Renewal)</u> Pla-Mor Ballroom</p> <p><u>OTHER ANNUAL RENEWALS</u></p> <table> <tr> <td>Sunday Liquor</td><td>61</td></tr> <tr> <td>On Sale 3.2%</td><td>42</td></tr> <tr> <td>Off Sale 3.2%</td><td>23</td></tr> <tr> <td>Dance</td><td>24</td></tr> <tr> <td>Bowling</td><td>2</td></tr> </table>	Sunday Liquor	61	On Sale 3.2%	42	Off Sale 3.2%	23	Dance	24	Bowling	2
Sunday Liquor	61										
On Sale 3.2%	42										
Off Sale 3.2%	23										
Dance	24										
Bowling	2										
D-6	Approved an On-Sale Wine License for The House of the Crafty Mouse, Inc. dba The Coffee House Café at 116 17th Avenue N.W.										
D-7	Approved Accounts Payable in the amount of \$4,131,950.82 and Investment Purchases of \$5,509,270.00.										
D-8	Adopted Resolution No.101-04 to apply for and accept a 2004 Citizen Corps Grant and entering into an agreement with the Minnesota Department of Public Safety.										
D-9	Adopted Resolution No.102-04 to apply for and accept a 2004 Law Enforcement Terrorism Prevention Program and entering into an agreement with the State of Minnesota and/or the Federal Office of Domestic Preparedness.										

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Agenda Item	
D-10	Adopted Resolution No.103-04 authorizing the City Clerk to advertise for bids to be opened on April 6, 2004, for Project No. M1-27 (J-9788) "Sanitary Sewer and Watermain Extension to Serve the Thomas Subdivision Area" and Project No. M1-28 (J-9789) "Sanitary Sewer and Watermain Extension to Serve the Welch Subdivision Area".
D-11	Adopted Resolution No. 104-04 approving payment of Supplemental Agreement #1 in the amount of \$5,850.00 for Project No. J-4950 "Bikepath Construction on Second Street S.W.".
D-12	Adopted Resolution No. 105-04 approving payment of Supplemental Agreement #2 in the amount of \$5,811.00 for Project No. J-4950 "Bikepath Construction on Second Street S.W.".
D-13	Adopted Resolution No. 106-04 authorizing the City Clerk to advertise for bids for Project No. 6304-4-04 (J-9713) "Third Avenue SW Street Reconstruction from 2 nd Street SW to Center Street".
D-14	See at the end of the D Items.
D-15	Adopted Resolution No. 107-04 approving a Revocable Permit for Donald and Diane Frerichs, Garry and Marcia Mussmann and Southern Woods II Townhome Association for lots 15, 17 and 23 lying within Southern Woods 1 st Subdivision for the placement of minor landscape improvements lying partially on City property.
D-16	Adopted Resolution No. 108-04 approving a Contribution Agreement with High Springs, Inc. for part of Lot 7, Block 2, Highland Addition (formerly known as Castle Court).
D-17	Adopted Resolution No. 109-04 approving a Contribution and Pedestrian Facilities Agreement with William F. Lesmeister for property abutting St. Bridget Roadway along TH63 South.
	Ayes (7), Nays (0). Motion carried.
D-2	Councilmember Stobaugh moved, Marcoux seconded, to Approve \$111,000 of TIF assistance to Georgetown Square Apartments rental housing project contingent upon the gap financing by Greater Minnesota Housing Fund (GMHF) and First Homes and call for a public hearing to amend the existing TIF Plan and approve the execution of a Development Assistance Agreement between the City and Joe Weis, developer of the Georgetown Townhomes site. Ayes (7), Nays (0). Motion carried.
D-14	Councilmember Nowicki was concerned that limiting handicapped parking would impede handicapped employees. He was told that employees and others are allowed to park free of charge at any meter. However, employees should not be taking all of the spaces immediately adjacent to the Government Center. If need be, there are other measures that could be taken for employees.

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	<p>Councilmember Nowicki moved, Stobaugh seconded, to adopt Resolution No. 110-04 amending Section C, Zone A – General, Paragraph 9.5 of the “Comprehensive Parking and Traffic Resolutions Book” as follows:</p> <p style="padding-left: 40px;">(9.5) Government Center Lot 5 spaces signed for handicapped parking on the outer parking circle with a 3-hour limit, 2 spaces signed for handicapped parking on the inner parking circle without time limits.</p> <p>Ayes (7), Nays (0). Motion carried.</p>
E-1	<p>A Continued Hearing on Vacation Petition #03-10, Marigold Foods, LLC to vacate right of way located west of West Silver Lake Drive and south of 5th Street NE.</p> <p>Staff recommended that the hearing be continued to the March 15, 2004, meeting to allow the applicant additional time to obtain required documents and easement(s).</p> <p>Councilmember Hanson moved, Marcoux seconded, to continue the hearing on Vacation Petition #03-10, Marigold Foods, LLC to the March 15, 2004, meeting. Ayes (7), Nays (0). Motion carried.</p>
E-2	<p>A Continued Hearing on Type III, Phase II Amendment to Planned Unit Development B-71 Seventh Day Adventist Church located at 911 11th Avenue N.W.</p> <p>Wishing to be heard was Robert Roos, 804 140th Avenue S.E., Eyota. Mr. Roos said that the people interested in purchasing the building are only interested if they can use it for their use under the Group A distinction; i.e., financial investment office, law office, photographic studio, travel agency, architect, insurance office, or other office use of similar nature. He said that the church has been looking for buyers that would have low use. The property is actually going to be more restrictive than it previously was as a church.</p> <p>Wishing to be heard was Elizabeth Chicos, 901 12th Avenue N.W. Ms. Chicos said that she lives behind the property and is concerned about hours of operation and changing to office space that would cause disturbance to the neighborhood.</p> <p>Wishing to be heard was Becky Chicos, 901 12th Avenue N.W. She said that she was concerned about new owners buying the property, using the building for one use and then selling and new owners using the property for something else. Ms. Chicos asked the Council to make the use very restrictive.</p> <p>Mitzi Baker, Planning Department, said that the Church has asked for a more detailed list of uses. However, she said staff recommends that the use be restricted to: (1) Specify that only one tenant/user may occupy the building at any given time. If multiple tenants are using the building, the use would be classified as a “business center” which is regulated differently in the LDM, (2) Hours of operation and days of operation should be specified in any action taken, and (3) Specify that a Financial Investment office does not include a “bank”.</p>

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Having no one further wishing to be heard, President Hunziker closed the hearing.

Councilmember Marcoux said that she agreed with the restrictions of the planning staff and said that the hours of operation could be 7:00 AM-7:00 PM.

Councilmember Stobaugh said that he would vote against the PUD unless the neighbors are protected.

Mitzi Baker, Planning Department, said that only Conditions #2 and #3 apply on the Request for Council Action.

Councilmembers Hanson moved, Nowicki seconded, to adopt Resolution No. 110A-04 approving Planned Unit Development B-71 Seventh Day Adventist Church with the two conditions on the original Request for Council Action striking "hours of operation" on the second condition and the conditions that there be only one tenant, the hours of operation would be 7:00 AM-7:00 PM, Monday through Saturday, and that a Financial Investment office does not include a bank. Ayes (5), Nays (2). Motion carried. Councilmember Stobaugh and President Hunziker voted nay.

A Hearing on Land Use Plan Amendment #03-09 by Robert Sawinski to change from Low Density Residential to Medium Density Residential on property located east of the TH52 East Frontage road, north of 26th Street NW and south of 30th Place NW.

President Hunziker opened the hearings for Items E-3, E-4 and E-5 saying that the testimony taken in Item E-3 pertained to all three.

Wishing to be heard was Laurie Genske, 2830 19th Avenue N.W. She said that her biggest concern is that the developer has made no provision for an alternative route for traffic out of the area. There are currently approximately 50 units. The only access to 18th Avenue is from 19th Avenue to 28th Street. This is a high density area. If emergency vehicles need to access the area, it would be extremely difficult because of the narrow width of the road. Employees from Rochester Loan and Escrow park on the street which inhibits the flow of traffic as well.

Mitzi Baker, Planning Department, said that a few weeks ago the City Council approved a plat for a portion of this project which property and identified the extension of 19th Avenue to 29th Place. There is an official Street Map for the Allendale area that identifies a future street that will extend from 19th Avenue north/west /north to connect with 30th Place.

Wishing to be heard was Laurie Genske, 2830 19th Avenue N.W. Ms. Genske noted that the street extension would not be built for three-to-five years and need the alternative traffic route prior to the units being built.

Richard Freese, Public Works Director, stated that there are no plans in the City's 6-year Capital Improvement Program for construction of the extension of 19th Avenue. The official street map has preserved the right-of-way. There are at least three other property owners that would have to participate in right-of-way dedication and/or condemnation of property. Mr. Freese noted that it was his understanding

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that the proposed development would add 60 units to with the existing 50 units and together they would generate less than the 1200 trips per day and that would not require construction of the second access (7.5 trips per unit). The traffic engineer has recommended that at the intersection of 28th Street and 18th Avenue that there be further restriction of parking at the corner to provide better sight distance. That will be implemented. A survey can be sent to the neighbors to see if they want no parking on one or both sides of 28th Street and 19th Avenue.

Wishing to be heard was Leona Trcka, 2840 19th Avenue N.W. She noted that she has lived in the neighborhood for the past eight years. She said she moved to her current residence because of less traffic. There is wildlife and pine trees. She said that if the development occurs, the pine trees will be removed. Employees of Rochester Title and Escrow Company park on the street making it more congested. The Title Company does not provide adequate parking for the employees. Ms. Trcka was concerned about emergency vehicles being able to access especially the group home as they sometimes need to. Ms. Trcka said that the proposed development is more acclimated to be a business with access to Highway 52.

Wishing to be heard was Beverly Hanson, 2842 19th Avenue N.W. Ms. Hanson said that she cannot comprehend the size of the development with no additional access. She was very concerned about the amount of traffic now without the new development. Traffic from Stevens Court comes out at the corner of 19th Avenue, right where all the traffic from her neighborhood comes. Construction trucks would pose a big hazard.

Councilmember Means asked if staff could talk with Rochester Title and Escrow company to see if the on-street parking could be rectified.

Richard Freese, Public Works Director, said that his staff could check with Rochester Title and asked Mitzi Baker, Planning, to check to see if they were in compliance with their site plan parking requirements

Wishing to be heard was Beverly Hanson, 2842 19th Avenue N.W. She noted that they had been told that if the zoning was not approved, the developer could plan on putting four-plexes on the property. That would be more traffic problems.

Council President Hunziker asked if anyone in the audience could speak for the developer in response to the questions/issues posted by those who had testified. No one came forward.

Councilmembers Hanson moved, Marcoux seconded, to continue Items #3, #4 and #5 to the March 15, 2004, meeting. Ayes (7), Nays (0). Motion carried.

E-4

A Hearing on Zoning District Amendment #03-28 by Robert Sawinski to change from R-2 to R-3 on property located east of the TH52 East Frontage road, north of 26th Street NW and south of 30th Place NW.

Testimony taken and considered under Item E-3.

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E-5	<p>A Hearing on General Development Plan #226 by Robert Sawinski on property located east of the TH52 East Frontage road, north of 26th Street NW and south of 30th Place NW.</p> <p>Testimony taken and considered under Item E-3.</p>
E-6	<p>A Hearing on Preliminary Plat #04-02 and Substantial Land Alteration by Wesley Investments, Inc. to be known as Cascade Pass located south of 51st Street NW and east of the Kingsbury Hills Third Subdivision.</p> <p>Wishing to be heard was Jim Whitcomb, Lakeland, Minnesota, owner and developer of the property. He said that the property is a small parcel for which the general development plan has been approved under a General Development Plan prepared by another developer. They will be moving forward to developing the first phase in which the 51st Street N.W. sewer is operable without a lift station. Mr. Whitcomb said there will be a transition from the traditional neighborhood into what will be a master plan development of the property. The R-2 area to the east of the property they are looking at rezoning into an R-1. In response to a question from President Hunziker about a resident who enjoys a panoramic view of the City and who would no longer enjoy such a view, Mr. Whiting said that the grading probably will cause an obstruction to her view. Most of the homes constructed would be two-story dwellings. He said that an extensive landscaping plan that will be submitted as a part of the large development plan that is being drawn. Mr. Whitcomb said that they are in agreement with the ten conditions.</p> <p>Having no one further wishing to be heard, President Hunziker closed the hearing.</p> <p>Councilmembers Hanson moved, Means seconded, to adopt Resolution No. 110B-04 approving Preliminary Plat #04-02 and Substantial Land Alteration by Wesley Investments, Inc. to be known as Cascade Pass and instructed the City Attorney to prepare Findings of Fact, Conclusions of Law, and Order. Ayes (7), Nays (0). Motion carried.</p>
E-7	<p>A Hearing on Preliminary Plat #04-03 by Hanson and Younge LLC, to be known as Scenic Oaks Fourth Addition located south of Scenic Pointe Drive SW and west of Willow Creek Golf Course.</p> <p>Having no one wishing to be heard, President Hunziker closed the hearing.</p> <p>Councilmembers Stobaugh moved, Nowicki seconded, to approve Preliminary Plat #04-03 by Hanson and Younge LLC, to be known as Scenic Oaks Fourth Addition with six conditions and instructed the City Attorney to prepare Findings of Fact, Conclusions of Law, and Order. Ayes (7), Nays (0). Motion carried.</p>
E-8	<p>A Hearing on Annexation Petition #04-02 by Roger Carlsen to annex land located north of 19th Street NW, south of the Badger Ridge Development and west of the Superior Ridge Townhomes Development in Cascade Township.</p>

Agenda Item	
	<p>Wishing to be heard was Holly Huso, 2685 Monroe Drive N.W. Ms. Huso wanted to let the Council know that she would be coming forward with concerns about the proposed development of the property. She is concerned about runoff problems, 100-year flood plain, trees and other potential development related problems for the area.</p> <p>Wishing to be heard was Kurt Naumann, 2673 Monroe Drive N.W. Mr. Naumann noted that he spoke before when the last development was brought before the Council and would be speaking on this development as well. He is concerned about the loss of mature trees and the potential runoff creating a creek running through his property.</p> <p>Wishing to be head was Daniel Billadeau, 2697 Monroe Drive N.W. He noted that his property is downhill from the Huso and Naumann properties. He said that he may end up with a swamp rather than a prairie.</p> <p>Having no one further wishing to be heard, President Hunziker closed the hearing.</p> <p>Councilmembers McConnell moved, Means seconded, to approve Annexation Petition #04-02 by Roger Carlsen and instructed the City Attorney to prepare the required ordinance for adoption. Ayes (7), Nays (0). Motion carried.</p>
E-9	<p>A Hearing to Consider the Making of Local Improvement Project No. M1-80 (J-9836) "Sanitary Sewer and Watermain Extension to Serve the Vandals Subdivision Area".</p> <p>Having no one wishing to be heard, President Hunziker closed the hearing.</p> <p>Councilmembers Marcoux moved, Stobaugh seconded, to adopt Resolution No. 111-04 approving the Making of Local Improvement Project No. M1-80 (J-9836) "Sanitary Sewer and Watermain Extension to Serve the Vandals Subdivision Area". Ayes (7), Nays (0). Motion carried.</p>
F-1	<p>Councilmembers Stobaugh moved, Nowicki seconded, to adopted Resolution No. 112-04 approving the Employment Agreement and Release concerning city employee Jennie Stevens. Ayes (7), Nays (0). Motion carried.</p>
G-2a	<p>An Ordinance Annexing to the City of Rochester Approximately 19.44 Acres of Land Located in the West Half of the Northeast Quarter of the Northwest Quarter of Section 29, Township 107 North, Range 14 West, Olmsted County, Minnesota, was given a first reading. (Annexation Petition #04-02 – North of 19th Street NW, South of Badger Ridge Development, West of Superior Ridge Townhomes)</p>
G-3a	<p>An Ordinance Creating and enacting Subdivision 4 to Section 111A.011, and Amending and Reenacting Sections 111A.014 and 111A.020 of the Rochester Code of Ordinances, Relating to Regulation of Pawnbrokers, was given a second reading. Councilmembers Hanson moved, Means seconded, to continue the Council's consideration of the Ordinance to the March 15, 2004, meeting. Ayes (7), Nays (0). Motion carried.</p>

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Agenda Item	
G-3b	<p>An Ordinance Creating and enacting Section 66.105 to the Rochester code of Ordinances, Relating to the Adoption of an Interim Ordinance Regulating the Construction of Detached or Attached Accessory Structures Housing Wood Burning Stoves or Furnaces Within the City of Rochester, was given a reading. Councilmembers McConnell moved, Hanson seconded, to adopt the Ordinance as read. Ayes (7), Nays (0). Motion carried.</p>
G-3c	<p>An Ordinance Rezoning Approximately 94.14 Acres of Property From the R-1 Zoning District to the R-1X Zoning District, and amending Ordinance No. 2785, Known as the Zoning Ordinance and Land Development Manual of the City of Rochester, Minnesota, was given a second reading. Councilmembers Marcoux moved, McConnell seconded, to adopt the Ordinance as read. Ayes (7), Nays (0). Motion carried. (West of Highway 63, South of Highway 52 and Southtown Heights, North of 36th Street S.W. – Zoning District Amendment #03-22)</p>
G-3d	<p>An Ordinance Rezoning Approximately .31 Acres of Property From the R-3 Zoning District to the B-1 Zoning District, and Amending Ordinance No. 2785, Known as the Zoning Ordinance and Land Development Manual of the City of Rochester, Minnesota, was given a second reading. Councilmembers Marcoux moved, Hanson seconded, to adopt the Ordinance as read. Ayes (7), Nays (0). Motion carried. (South side of 12th Street N.E., East of McDonald's Restaurant – Zoning District Amendment #03-18)</p>
G-3e	<p>An Ordinance Creating and Enacting Chapter 64P and Amending and Reenacting Section 60.327 of the Rochester code of Ordinances, Relating to the Establishment of the Valley Side Estates Three Subdivision Special District, was given a second reading. Councilmembers Stobaugh moved, Nowicki seconded, to adopt the Ordinance as read. Ayes (7), Nays (0). Motion carried. (Special District #03-07)</p>
J-1	<p>Having no further business, Councilmembers Hanson moved, Marcoux seconded, to adjourn the meeting. Ayes (7), Nays (0). Motion carried.</p>


City Clerk